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UNITED STATES DISTRICT COURT NORTHERN DISTRICT OF CALIFORNIA SAN FRANCISCO DIVISION

E-Filed 12/1/14

CHRISTOPHER WRIGHT,

Plaintiff,

JOHN DOE,

v.

Defendant.

Plaintiff has failed to comply with the Court's order to (1) file a complete application to proceed in forma pauperis ("IFP"), or (2) pay the full filing fee of \$400.00. He also has failed to file a complaint. Accordingly, the action is DISMISSED without prejudice for failing to respond to the Court's order, and for failure to prosecute, see Fed. R. Civ. P. 41(b). Because this dismissal is without prejudice, plaintiff may move to reopen the action. Any such motion <u>must</u> contain (1) a complete IFP application, <u>or</u> full payment for the filing fee of \$400.00, and (2) a complaint. The Clerk shall enter judgment in favor of defendant, and close the file.

IT IS SO ORDERED.

DATED: December 1, 2014

RICHARD SEEBOR United States District Judge

No. C 14-4606 RS (PR)

ORDER OF DISMISSAL